### Attorney Docket No. MNM/001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

XTENT APPLICATION

Applicants : David H. Williams, et al.

Application No. : 10/531,532 Confirmation No. : 3090

Filing Date : April 15, 2005 (National Phase)

35 USC 371 National Phase of : PCT/US03/32812

International Filing Date : October 16, 2003

For : SPLEEN TYROSINE KINASE CATALYTIC DOMAIN:

CRYSTAL STRUCTURE AND BINDING POCKETS

**THEREOF** 

Group Art Unit : Not yet assigned

Examiner : Not yet assigned

Mail Stop Missing Parts
Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

New York, New York

August 9, 2006

# RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

This is in response to the February 9, 2006 Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office ("Notice"), a copy of which is enclosed herewith.

Applicants have petitioned concurrently herewith to extend the time for response for four months and have paid the required fee under 37 C.F.R. §§ 1.136(a) and 1.17(a)(4). The deadline for reply, with a four-month extension, is August 9, 2005. Thus, this response is timely filed.

The Notice states that applicants must provide an executed oath or declaration and pay the fee set forth in 37 C.F.R. § 1.16(e). Accordingly, applicants enclose a copy of a Declaration and Power of Attorney signed by the inventors in compliance with 37 C.F.R. § 1.63. The Director is hereby authorized to charge \$130.00 in payment of the required fee to Deposit Account No. 06-1075, Order No. 002859-0008. A duplicate copy of this response is enclosed.

The Director is hereby authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 002859-0008.

A duplicate copy of this response is enclosed.

Respectfully submitted,

Margaret A. Pierri (Reg. No. 30,709)

Attorney for Applicant

Michele A. Kercher (Reg. No. 51,869)

Agent for Applicant

FISH & NEAVE IP GROUP ROPES & GRAY LLP Customer No. 1473 1251 Avenue of the Americas New York, New York 10020-1104

Tel.: (212) 596-9000 Fax: (212) 596-9090



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#### PATENT APPLICATION

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Mail Stop Missing Parts
Commissioner for Patents

New York, New York

August 9, 2006

P.O. Box 1450

Alexandria, Virginia 22313-1450

"EXPRESS MAIL" mailing label number EV 619620651 US

Date of Deposit: August 9, 2006

I hereby certify that this certification and the following papers and fees:

- 1. Transmittal Letter (in duplicate);
- 2. Response to Notice to File Missing Parts (in duplicate);
- 3. Copy of the Notification of Missing Requirements Under 35 USC 371;
- 4. Executed Declaration (16 pages);
- 5. Petition for Extension of Time (in duplicate); and
- 6. Postcard

are being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to MAIL STOP MISSING PARTS, Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

cette & Smith



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** David H. Williams, et al.

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**THEREOF** 

Group Art Unit : Not yet assigned

Examiner : Not yet assigned

Mail Stop Missing Parts New York, New York Commissioner for Patents August 9, 2006

P.O. Box 1450

Alexandria, Virginia 22313-1450

### TRANSMITTAL LETTER

Sir:

Transmitted herewith are: (1) Response to Notice to File Missing Parts (in duplicate); (2) Copy of October 16, 2003 Notification of Missing Requirements Under 35 USC 371; (3) Copy of executed Declaration and Power of Attorney (16 pages); (4) Petition Under 37 C.F.R. § 1.136(a) for Extension of Time (in duplicate); (5) Postcard; and (6) Express Mail Certificate in the above-identified application.

The Director is hereby authorized to charge any fee, or credit overpayment of same, in connection with the papers transmitted herewith to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

Margaret A. Pierri (Reg. No. 30,709)

Attorney for Applicant

Michele A. Kercher (Reg. No. 51,869)

Agent for Applicant

FISH & NEAVE IP GROUP ROPES & GRAY LLP Customer No. 1473 1251 Avenue of the Americas New York, New York 10020-1104

Tel.: (212) 596-9000 Fax: (212) 596-9090 EX-11.06

AUG 0 9 2006 iates Patent and Trademark Office



PRIORITY DATE

10/16/2002

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS Alexandra, Virginis 22313-1450 www.unpto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO. 10/531,532 **David Williams** MNM/001

INTERNATIONAL APPLICATION NO.

PCT/US03/32812

1473 FISH & NEAVE IP GROUP **ROPES & GRAY LLP** 1251 AVENUE OF THE AMERICAS FL C3 NEW YORK, NY 10020-1105

RECEIVED

FEB 1 5 2006

**CONFIRMATION NO. 3090** 

**371 FORMALITIES LETTER** 

I.A. FILING DATE

10/16/2003

ROPES & GRAY LLP - PATENT DEPT. REFERRED TO . NOTED BY

OC000000017953228\*

Freuted ded. Jul

Date Mailed: 02/09/2006

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/15/2005
- Copy of the International Search Report filed on 04/15/2005
- Preliminary Amendments filed on 04/15/2005
- Information Disclosure Statements filed on 06/10/2005
- Biochemical Sequence Diskette filed on 04/15/2005
- Oath or Declaration filed on 04/15/2005
- Biochemical Sequence Listing filed on 04/15/2005
- U.S. Basic National Fees filed on 04/15/2005
- Priority Documents filed on 04/15/2005
- Specification filed on 04/15/2005
- Claims filed on 04/15/2005
- Abstracts filed on 04/15/2005
- Drawings filed on 04/15/2005
- Paper nucleotide sequence listings filed on 04/15/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath
or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the
missing items identified in this letter.

#### **SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

• \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

# PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,532	PCT/US03/32812	MNM/001

FORM PCT/DO/EO/905 (371 Formalities Notice)